UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF PENNSYLVANIA

STEVE WALLING, Individually and on) Civ. Action No. 2:19-cv-00214-MRH
Behalf of All Others Similarly Situated,)
·) <u>CLASS ACTION</u>
Plaintiff,)
) NOTICE OF VOLUNTARY DISMISSAI
VS.) PURSUANT TO FEDERAL RULE OF
) CIVIL PROCEDURE 41(a)
KRAFT HEINZ COMPANY, et al.,)
Defendants.))

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff Steve Walling hereby voluntarily dismisses the above-captioned action. Defendants have not filed an answer or moved for summary judgment. Plaintiff has not previously dismissed an action based on or including the same claims as presented in this instant action. This dismissal is without prejudice.

Date: April 26, 2019

ROBBINS GELLER RUDMAN & DOWD LLP SAMUEL H. RUDMAN (admitted *pro hac vice*) DAVID A. ROSENFELD (admitted *pro hac vice*)

/s/ Samuel H. Rudman

SAMUEL H. RUDMAN

58 South Service Road, Suite 200 Melville, NY 11747 Telephone: 631/367-7100 631/367-1173 (fax) srudman@rgrdlaw.com drosenfeld@rgrdlaw.com

LAW OFFICE OF ALFRED G. YATES, JR., P.C. ALFRED G. YATES, JR. (PA 17419) GERALD L. RUTLEDGE (PA 62027) 300 Mt. Lebanon Blvd., Suite 206-B Pittsburgh, PA 15234 Telephone: 412/391-5164 412/471-1033 (fax) yateslaw@aol.com

JOHNSON FISTEL, LLP MICHAEL I. FISTEL, JR. 40 Powder Springs Street Marietta, GA 30064 Telephone: 470/632-6000 770/200-3101 (fax) michaelf@johnsonfistel.com

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I, Samuel H. Rudman, hereby certify that on April 26, 2019, I authorized a true and correct copy of the foregoing document to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such public filing to all counsel registered to receive such notice.

/s/ Samuel H. Rudman SAMUEL H. RUDMAN